

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON

MARY J. RETHKE,

Plaintiff,

vs.

JO ANNE B. BARNHART,
Commissioner of Social Security,

Defendant

Civil No. C06-5018-RBL

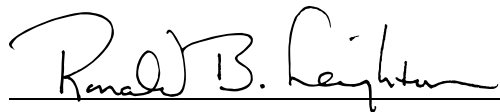
ORDER OF REMAND

Based on the stipulation of the parties, it is hereby ORDERED that the above-captioned case be reversed and remanded for de novo administrative proceedings, including the following: the administrative law judge (ALJ) will further develop the record regarding Plaintiff's mental impairments with the assistance of a medical expert to determine the severity of Plaintiff's mental impairments; obtain medical expert testimony regarding the materiality of Plaintiff's substance use; further address the lay witness statements and providing adequate rationale regarding the weight given to that testimony; obtain supplemental vocational expert evidence; and based on the

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3 expanded record and all of Plaintiff's limitations determine whether there are a significant number
4 of jobs available that Plaintiff can perform.

5 This remand is pursuant to sentence four of 42 U.S.C. § 405(g). Upon proper
6 presentation, this Court will consider Plaintiff's application for costs and attorney's fees under 28
7 U.S.C. § 2412(d) and 42 U.S.C. § 406(b).

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9 DATED this 19th day of July, 2006.

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12 RONALD B. LEIGHTON
13 UNITED STATES DISTRICT JUDGE

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15 Recommended for Entry:

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17 s/ Karen L. Strombom
18 UNITED STATES MAGISTRATE JUDGE

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20 Presented by:

21 s/ Thomas M. Elsberry
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